

**Nutter, McClennen & Fish, LLP**

Seaport West  
 155 Seaport Boulevard  
 Boston, MA 02210-2604  
 (617) 439-2000

Client No.: 0104614

February 21, 2013

Resp. Atty.: PJA

Bill No. 449894/03SLW

Sovereign Bank New England  
 75 State Street  
 Boston, MA 02109

Attention: John P. Bowen, Vice President

FOR PROFESSIONAL SERVICES rendered and unbilled through January 31, 2013 in connection with the following:

**Matter Name: Global Broadcasting of Southern New England LLC**  
**Matter No.: 00051**

**Billing Contact: Paul J. Ayoub, Esq. (Telephone no.: 617-439-2270)****Cost Center: 8413 - Other LLB Workout**

<u>Date</u>	<u>Description</u>	<u>Timekpr</u>	<u>Hours</u>
01/01/13	Continue drafting summary judgment brief and related materials, including statement of undisputed facts	JDP	3.00
01/01/13	Attention to email to M. McGowan regarding pleadings needed from the receivership proceeding	JFC	0.10
01/02/13	Revise summary judgment brief and statement of facts (6.2); conference with JP Morgan regarding subpoena (.1)	JDP	6.30
01/02/13	Review deadline for expert witness disclosures; attention to draft motion for summary judgment; review and revise memorandum of law in support of motion for summary judgment; attention to Sovereign Bank monthly update; review and revise draft affidavit for J. Bowen; review statement of undisputed facts and revise same; email from M McGowan; email from J. Dorsey; attention to discovery issues and deposition of K. O'Brien	JFC	6.10
01/03/13	Further revisions to summary judgment documents, including brief and statement of facts	JDP	5.20
01/03/13	Review email from M. Russo regarding K. O'Brien deposition; attention to K. O'Brien's failure to comply with discovery requests per Second Request for Production of Documents; review Answer to Sovereign Bank's complaint filed by Moelleken; emails from S. Bovarnick; review transcript from telephonic hearing	JFC	3.80
01/04/13	Finalize and file summary judgment materials (8.3); conference with J. Dorsey regarding discovery issues (.1)	JDP	8.40

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01/04/13	Attention to J. Bowen affidavit; email from A. Wiener; review brief in support of Motion for Summary Judgment; final review of pleadings to be submitted to court	JFC	2.20
01/07/13	Prepare monthly update (.7); review UBS document production (1.5); review motion to bifurcate (.7)	JDP	2.90
01/07/13	Attention to monthly update; attention to UBS document production; review response to Motion to Compel further interrogatory answers filed by K. O'Brien; review Motion to Bifurcate filed by K. O'Brien and Memorandum of Law in support thereof; emails from S. Bovarnick	JFC	3.80
01/08/13	Attention to emails from J. Bowen and others regarding motion to bifurcate	JDP	0.10
01/08/13	Review Motion to Bifurcate and Memo; email to J. Bowen	JFC	0.90
01/09/13	Conference with J. Bowen (.5); attention to Comerica subpoena (.3); attention to review of bank records (2.0); begin drafting opposition to motion to bifurcate (.3); draft motion to compel document requests (1.8)	JDP	4.90
01/09/13	Research re: bifurcation	HSB	1.00
01/09/13	Attention to invoices sent by local counsel; review subpoena to Comerica Bank; attention to discovery issues	JFC	1.90
01/10/13	Email to Dorsey regarding document requests (.1); review documents related to Global Restaurant Group (.4); draft motion to compel further responses to document requests (2.9)	JDP	3.40
01/10/13	Research and analyze Rule 42(b) bifurcation cases in First Circuit	HSB	8.50
01/10/13	Review/revise motion to compel; attention to K. O'Brien deposition	JFC	1.20
01/11/13	Emails concerning O'Brien's document production (.4); draft motion to compel document production (3.7); draft opposition to motion to bifurcate (1.5)	JDP	5.60
01/11/13	Researching bifurcation caselaw; analyzing and drafting strategy for opposition to motion to bifurcate	HSB	5.50

PAYMENT DUE UPON RECEIPT

BALANCES OVER THIRTY DAYS ARE SUBJECT TO A MONTHLY FINANCE CHARGE OF ONE AND ONE HALF PERCENT  
FEDERAL TAX ID: 04-2106505

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<u>Date</u>	<u>Description</u>	<u>Timekpr</u>	<u>Hours</u>
01/11/13	Attention to discovery items in dispute; review email responses from J. Dorsey and M. Russo; attention to proposed dates for deposition of K. O'Brien; review and revise motion to compel; emails from S. Bovarnick; review further edits to motion to compel	JFC	3.20
01/13/13	Attention to review of O'Brien financial documents, including emails to Bailard and Steve Rice	JDP	0.40
01/13/13	Researching bifurcation cases [REDACTED] [REDACTED]	HSB	1.00
01/13/13	Analyze flow of funds transferred by K. O'Brien; review multiple emails from S. Bovarnick regarding K. O'Brien's assets; attention to trademark filings; review subpoena to S. Rice; discussion regarding further discovery	JFC	3.20
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
01/14/13	Opposition to motion to bifurcate claims	JDP	2.60
01/14/13	Attention to emails from local counsel regarding real estate assets of K. O'Brien; discussion regarding discovery items to follow up on; review emails from J. Dorsey and M. Russo	JFC	1.70
01/15/13	Attention to receipt and review of subpoenaed documents from JP Morgan and Bailard	JDP	3.00
01/15/13	Research and analyze case law regarding [REDACTED] [REDACTED] bifurcation	HSB	1.50
01/15/13	Emails regarding discovery issues; attention to K. O'Brien children's trust; attention to Bailard, Inc. discovery; review email regarding Steven Rice's reluctance to testify against K. O'Brien; attention to accountant and client privilege issue; emails from S. Bovarnick; follow up regarding same; review draft memo in opposition to motion to bifurcate	JFC	3.60
01/16/13	Draft opposition to motion to bifurcate	JDP	3.40
01/16/13	Additional search and case analysis regarding not staying discovery despite granting bifurcation	HSB	1.50
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

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01/16/13	Draft email to J. Bowen regarding California counsel invoices; review and revise memorandum in opposition to motion to bifurcate	JFC	1.50
01/17/13	Continue drafting opposition to motion to bifurcate	JDP	2.60
01/17/13	Editing O'Brien memo in opposition to motion to bifurcate and deposition preparation, [REDACTED]	HSB	1.00
01/17/13	Attention to Memorandum of Law in support of Opposition to Motion to Bifurcate; attention to document requests	JFC	1.50
01/18/13	Revisions to opposition to motion to bifurcate	JDP	0.20
01/18/13	Deposition preparation, [REDACTED]	HSB	3.20
01/18/13	Review and revise memorandum of law in opposition to motion to bifurcate; follow up regarding same; attention to emails regarding deposition of K. O'Brien and discovery issues; review emails from J. Dorsey	JFC	1.80
01/19/13	Work on amended Rule 26 disclosures	JDP	0.80
01/21/13	Telephone with Dorsey (.1); finalize objection to motion to bifurcate (1.9)	JDP	2.00
01/21/13	Attention to emails regarding Amended Rule 26(a)(1) disclosures; review email from S. Bovarnick; attention to revised memo and outstanding discovery; review flow of transferred assets	JFC	2.50
01/22/13	Finished reviewing [REDACTED] for use in upcoming deposition	HSB	2.90
01/23/13	Research regarding sanctions and various emails (1.3); conference with Dorsey (.2); conference with Rice (.2)	JDP	1.70
01/23/13	Review order from J. Lisi regarding allowance of motion to extend time to file response to Cross Motion for summary judgment; work on discovery; attention to K. O'Brien's counsel's interference with subpoena to S. Rice; instructions regarding same; review case law regarding interference with subpoenas	JFC	2.80
01/24/13	Emails with Russo concerning O'Brien deposition scheduling; attention to O'Brien financial documents	JDP	1.00

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01/24/13	[REDACTED] preparation for deposition	HSB	0.50
01/24/13	Discussion regarding discovery items; emails from M. Russo; emails from S. Bovarnick	JFC	1.00
01/25/13	Attention to emails from M. Russo regarding deposition; review file regarding additional discovery to obtain; email from S. Bovarnick	JFC	1.90
01/26/13	Attention to file/case law on subpoenas	JFC	1.50
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
01/28/13	Email to Dorsey regarding document production (.2); review O'Brien's brief in opposition to motion to compel and draft reply (.9)	JDP	1.10
01/28/13	Review email regarding subpoena to S. Rice and document production; attention to multiple emails from S. Bovarnick; review response to Motion to Compel production of documents; attention to discovery matters; review motion to extend time filed by K. O'Brien; review memo of law filed by K. O'Brien	JFC	2.20
01/29/13	Draft reply brief in support of motion to compel documents (4.0); draft memorandum to client regarding case status and strategy (4.3); review summary judgment filings (1.5); various emails (.5)	JDP	10.30
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
01/29/13	Email to S. Bovarnick regarding [REDACTED] evaluate issues and develop strategy regarding discovery; attention to email from M. Russo and issue of [REDACTED]; emails from S. Bovarnick; emails from J. Dorsey	JFC	2.70
01/30/13	Revisions to strategy memo and attention to discovery strategy (3.0); research reply brief in support of summary judgment (1.2); analyze possible motion for protective order (.8)	JDP	5.00
01/30/13	Research regarding "apex" doctrine and motions for protective order	HSB	1.20
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

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01/31/13	Legal research concerning availability of protective order against Sovereign depositions (1.0); attention to client memorandum concerning case strategy and next steps (1.0); review O'Brien's summary judgment filing (.4)	JDP	2.40
01/31/13	Research and analyze "apex" doctrine; start draft motion for protective order	HSB	4.60

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
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Total Hours for Matter 00051

- [REDACTED] 159.80

Total Time for Matter 00051

[REDACTED] \$43,397.00

Timekeeper Summary

<u>Timekeeper</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
<b>Partners</b>			
Coffey, James F.	51.10	\$360.00	\$18,396.00
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
<b>Associates</b>			
Blackwood, Hilary S.	32.40	230.00	7,452.00
Persky, Jonathan D.	76.30	230.00	17,549.00
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Total Time for Matter 00051

[REDACTED] --- \$43,397.00

Total for Services

[REDACTED] --- \$43,397.00

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**Summary of Disbursements and Other Charges**

<u>Date</u>	<u>Description</u>	<u>Total</u>
12/01/12	Transcripts of Testimony - John Bowen	227.55
12/14/12	Federal Express	23.00
12/14/12	Federal Express	25.27
12/31/12	Computer Aided Research	44.80
12/31/12	Service of Process	803.27
01/02/13	Westlaw	103.20
01/04/13	Service of Process	302.75
01/10/13	Westlaw	51.07
01/11/13	Certificates - of Inc & All Amend/Mrgr - Delaware	165.40
01/11/13	Westlaw	13.05
01/14/13	Westlaw	13.65
01/15/13	Certificates - of Inc & All Amend/Mrgr - Delaware	78.20
01/16/13	Westlaw	1.95
01/17/13	Westlaw	3.45
01/23/13	Westlaw	17.88
01/29/13	Westlaw	3.75
01/30/13	Westlaw	36.63
01/31/13	Westlaw	62.50
<b>Total Disbursements and Other Charges</b>		<b>\$1,977.37</b>

Total of This Bill

----- \$45,374.37

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